#### The Minutes

#### June 9, 2003

#### C042599 THE PEOPLE v. KELLY

(Not for Publication)

The trial court is directed to prepare a corrected abstract of judgment reflecting that the two enhancements were imposed pursuant to Health and Safety Code section 11370.2, subdivision (a). The court is further directed to forward a certified copy to the Department of Corrections. The judgment is affirmed.

NICHOLSON, J.

We concur: Blease, Acting P.J.

Hull, J.

#### C036415

#### UHRICH v. STATE FARM FIRE & CASUALTY COMPANY

(Certified for Publication)

The judgment is affirmed. Uhrich is to pay State Farm's costs of this

appeal. (Cal. Rules of Court, rule 27 (a).)

MORRISON, J.

We concur: Sims, Acting P.J.

Nicholson, J.

#### C040261

#### HARRIS v. GOURLEY, as Director, etc.

(Not for Publication)

The judgment is affirmed.

MORRISON, J.

We concur: Nicholson, Acting P.J.

Raye, J.

#### C039428

# THE PEOPLE ex rel. DEPARTMENT OF CONSERVATION et al. v. EL DORADO COUNTY et al. and BRUNIUS and CALIFORNIA MINING ASSOCIATION et al. (Certified for Publication)

THE COURT:

It is hereby ordered that the opinion filed herein on May 9, 2003, be modified as follows:...

These modifications do not change the judgment.

The petitions for rehearing are denied.

FOR THE COURT:

SCOTLAND, P.J.

MORRISON, J.

I would grant the petitions for rehearing.

SIMS, J.

#### The Minutes

#### June 9, 2003, continued

C043687 EBBETTS PASS FOREST WATCH v. DEPARTMENT OF FORESTRY etc.,

et al., and SIERRA PACIFIC INDUSTRIES

C043825 EBBETTS PASS WATCH et al. v. DEPARTMENT OF FORESTRY etc., and

SIERRA PACIFIC INDUSTRIES et al.

BY THE COURT:

The motion of appellants for consolidation of the above cases is granted. The cases are ordered consolidated for all further appellate procedures except that they will retain their respective case numbers. Whenever documents are submitted for filing by the parties, an original must be presented for each case number; however, if copies of the documents are required pursuant to the California Rules of Court, the parties need only submit a maximum of four. The cases will be considered for decision together.

Appellants' combined opening brief is due on or before July 7, 2003. SCOTLAND, P.J.

#### June 10, 2003

C039689 THE PEOPLE v. ELAM (Not for Publication)

The judgment (order of commitment) is affirmed.

RAYE. J.

We concur: Blease, Acting P.J.

Nicholson, J.

C039762 THE PEOPLE v. FLEEMAN (Not for Publication)

The judgment is affirmed.

MORRISON, J.

We concur: Scotland, P.J.

Raye, J.

C041810 THE PEOPLE v. BENTON (Not for Publication)

The judgment is modified... In all other respects, the judgment is affirmed. The court is directed to prepare an amended abstract of judgment reflecting this modification and to forward it to the Department of Corrections.

Blease, Acting P.J.

We concur: Davis, J.

Hull, J.

C042247 THE PEOPLE v. WRIGHT (Not for Publication)

The judgment is affirmed.

SCOTLAND, P.J.

We concur: Sims, J.

Davis, J.

#### The Minutes

#### June 10, 2003, continued

#### C036977 REEVES et al. v. ROCKLIN UNIFIED SCHOOL DISTRICT et al.

(Certified for Partial Publication)

The judgment is affirmed. Respondent is awarded its costs on appeal.

(CERTIFIED FOR PARTIAL PUBLICATION)

HULL, J.

We concur: Davis, Acting P.J.

Kolkey, J.

#### C041688 DANIELS FIBERS, INC. v. ORNELLAS et al.

(Not for Publication)

The order is affirmed.

BLEASE, Acting P.J.

We concur: Davis, J.

Hull, J.

# C041086 In re JAY MICHAEL S.; DEPARTMENT OF HEALTH & HUMAN SERVICES et al. v. ANTHONY B. et al. (Not for Publication)

The order is affirmed.

BLEASE, Acting P.J.

We concur: Davis, J.

Hull, J.

#### C041154 In re JOSEPH W.; THE PEOPLE v. JOSEPH W.

(Not for Publication)

The matter is remanded to the juvenile court with directions to consider the minor's educational needs. If a determination of the minor's educational needs has already been made, nothing more need be done; if no such determination has been made, the court is directed to make such a determination.

HULL, J.

We concur: Sims, Acting P.J.

Kolkey, J.

# C042771 In re J.G. et al.; SACRAMENTO COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES v. MARINA H. (Not for Publication)

The order is affirmed.

SCOTLAND, P.J.

We concur: Blease, J.

Davis, J.

#### The Minutes

#### June 11, 2003

C040562 THE PEOPLE v. OCASIO (Not for Publication)

The judgment is affirmed.

BLEASE, Acting P.J.

We concur: Davis, J.

Hull, J.

June 12, 2003

C037777 THE PEOPLE v. TATE (Not for Publication)

The judgment is affirmed. NICHOLSON, J.

We concur: Sims, Acting P.J.

Davis, J.

C040182 THE PEOPLE v. ATKINS (Not for Publication)

The judgment is affirmed.

Nicholson, J

We concur: Sims, Acting P.J.

Davis, J.

C041409 THE PEOPLE v. BROUILLARD (Not for Publication)

The judgment is affirmed.

NICHOLSON, J.

I concur: Davis, J.

I concur on the basis of *People v. Henkel* (2002) 98 Cal. App. 4th 78:

Sims, Acting P.J.

C042196 THE PEOPLE v. HOLUB (Not for Publication)

The judgment (order granting probation) is affirmed.

DAVIS, J.

We concur: Blease, Acting P.J.

Hull, J.

C041969 In re TALLIE G.; DEPARTMENT OF SOCIAL SERVICES v. KARLIE B. et al.

(Not for Publication)

The juvenile court's order is affirmed.

NICHOLSON, J.

We concur: Blease, Acting P.J.

Hull, J.

#### The Minutes

#### June 12, 2003, continued

# C042265 In re MALAPUA H. et al.; SACRAMENTO COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES v. VAALELE H.

(Not for Publication)

The order terminating the parental rights of appellant is affirmed.

ROBIE, J.

We concur: Scotland, P.J.

Davis. J.

# C042662 In re ISAIAH S.; SHASTA COUNTY DEPARTMENT OF SOCIAL SERVICES v. CHARLOTTE W. (Not for Publication)

The juvenile court's order is affirmed.

ROBIE, J.

I concur: Davis, J.

I concur but write separately to emphasize my view that appellant's trial counsel acted well within prevailing professional norms....

Scotland, P.J.

#### June 13, 2003

#### C040356 THE PEOPLE v. CAMACHO (Not for Publication)

The judgment is affirmed.

RAYE, J.

We concur: Blease, Acting P.J.

Nicholson, J.

#### C041807 THE PEOPLE v. PAYNE (Not for Publication)

The judgment is affirmed.

Kolkey, J.

We concur: Blease, Acting P.J.

Hull, J.

#### C042642 THE PEOPLE v. CHANEY (Not for Publication)

The judgment is reversed and the matter is remanded for resentencing so that the court may determine (1) whether to strike the registration requirement in conformity with the plea agreement or (2) whether to offer defendant the option of withdrawing his guilty plea or of accepting the registration requirement as a new term of the plea agreement. If defendant withdraws his plea, the court shall reinstate the dismissed charges and proceed accordingly.

KOLKEY, J.

We concur: Sims, Acting P.J.

Hull, J.

#### The Minutes

#### June 13, 2003, continued

C041085 SARACENI v. CITY OF ROSEVILLE et al. (Not for Publication)

The judgment is affirmed.

HULL, J.

We concur: Nicholson, Acting P.J.

Robie, J.

C041162 EMBREY et al. v. KRUSE et al. (Not for Publication)

The judgment is affirmed. Embrey shall recover costs on appeal.

RAYE, J.

We concur: Blease, Acting P.J.

Nicholson, J.